

NO. 24884

IN THE SUPREME COURT OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee

vs.

ALFRED N. SPINNEY, Defendant-Appellant

APPEAL FROM THE THIRD CIRCUIT COURT
(CASE NOS. G-79983H, 1483091MH, 1483092MH, 1483093MH,
G-79985H, G-79984H, G-79986H, G-79987H, G-79988H, and G-79989H)

ORDER DISMISSING APPEAL

(By: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.)

Upon review of the record, it appears that this court informed Appellant by letter dated November 22, 2002 that the time for filing the opening brief expired on November 10, 2002 and that, pursuant to Rule 30 of the Hawai'i Rules of Appellate Procedure, the matter would be called to the attention of the court for such action as the court deemed proper including dismissal of the appeal. Appellant having failed to respond to said letter or to otherwise oppose dismissal,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, December 5, 2002.